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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91213445
Party	Plaintiff Malgor & CO, Inc.
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

**MALGOR & CO., INC.,**

Opposer

v.

**LUMINARA WORLDWIDE, LLC**

Applicant

Opposition No.: 91213445

Serial No.: 76/705841

Mark: LUMINARIA (composite mark)

Filing Date: December 29, 2010

Publication Date: N/A

Serial No.: 85/123625

Mark: LUMINARA (standard character)

Filing Date: September 06, 2010

Publication Date: October 29, 2013

**STIPULATED WITHDRAWAL SOLELY FOR INTERNATIONAL CLASS 011**

Opposer, MALGOR & CO., INC. (Malgor), with the consent of Applicant LUMINARA WORLDWIDE, LLC, hereby withdraws its opposition on a partially basis as follows:

1. Malgor's Opposition to Applicant's LUMINARA mark is hereby withdrawn **exclusively for the International Class 011** for "Battery operated electric candles; Electric candles; Electric light bulbs; Electric lighting fixtures; Electric lights for Christmas trees; Electric night lights; Electric torches for lighting; Flameless candles; LED (light emitting diode) lighting fixtures" WITH prejudice.

WHEREFORE, Opposer prays that the Opposition towards International Class 011 be dismissed with prejudice, but to keep open the Opposition proceeding towards International Class 004.

RESPECTUFYLLY submitted, this 31<sup>st</sup> day of March of 2014.

s/Karla F. González-Acosta/s

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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing Stipulation for Withdrawal has been served on the following Correspondent and Attorney of Record as listed on the TARR website of the United States Patent and Trademark Office by sending said copy on this 31<sup>st</sup> day of March of 2014, pursuant to the parties agreement to accept electronic mail services via email to: mtsang@fishiplaw.com, rdean@fishiplaw.com.

s/Karla F. González-Acosta/s

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